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| In re Application of | : | |
| Ascher, et. al | : | |
| Application No. 10/510,532 | : | ON PETITION |
| Filed: October 7, 2004 | : | |
| Attorney Docket No. KS4255US | : | |
| (#90711) | : | |

This is a decision on the petition to revive under 37 CFR 1.137(b), filed January 16, 2008.

The petition under 37 CFR 1.137(b) is **GRANTED**.

The above-identified application became abandoned for failure to file a reply to the non-final Office action mailed January 25, 2007. This Office action set a shortened statutory period for reply of one (1) month. No reply having been received, the application became abandoned on February 26, 2007. A Notice of Abandonment was mailed on September 14, 2007. Applicants filed a petition to revive under 37 CFR 1.137(a) on December 14, 2007. However, the petition was dismissed in a decision mailed on January 4, 2008.

With the instant petition, petitioner paid the petition fee and made the proper statement of unintentional delay. The required reply in the form of an Election was previously filed on December 14, 2007.

The matter is being forwarded to Group Art Unit 1617 for consideration of the Election filed December 14, 2007.

Telephone inquiries related to this decision should be directed to the undersigned at (571)272-3207.

Cliff Congo

Cliff Congo
Petitions Attorney
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